

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

EXECWARE, LLC,

Plaintiff,

v.

SEARS BRANDS LLC,  
KMAR.T.COM LLC,  
KMAR CORPORATION, and  
SEARS, ROEBUCK, AND CO.,

Defendants.

C.A. No. 12-561-LPS-SRF

**STIPULATION OF DISMISSAL WITH PREJUDICE**

Pursuant to Fed. R. Civ. P. 41(a)(2), it is hereby stipulated by and between Plaintiff Execware, LLC, and Defendants Sears Brands LLC, *et al.*, subject to the approval of the Court, that all claims between them in this action are dismissed WITH PREJUDICE. Each party is to bear its own costs, expenses, and attorneys' fees.

BAYARD, P.A.

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Sears Parties*

SO ORDERED this \_\_\_\_ day of \_\_\_\_, 2014.

\_\_\_\_\_  
United States District Judge